

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ASCENT MEDICAL TECHNOLOGY  
FUND II, LP,

Plaintiff,

v.

TELEFLEX MEDICAL INCORPORATED,

Defendant.

Civil Action No. 07-CIV-6353 (SAS)

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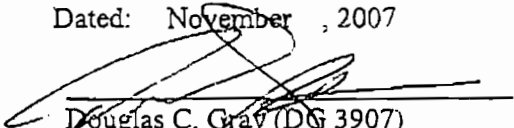
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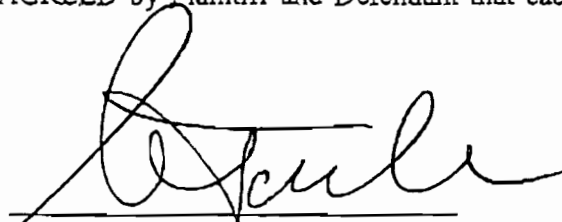
**STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE**

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff Ascent Medical Technology Fund II, LP and Defendant Teleflex Medical Incorporated, through their undersigned counsel, that the above-captioned action and all claims therein be and hereby are dismissed with prejudice.

IT IS FURTHER STIPULATED AND AGREED by Plaintiff and Defendant that each party will bear its own costs and attorneys' fees.

Dated: November , 2007

  
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Attorneys for Defendant

SO ORDERED:

this 5 day of Dec, 2007.

